

The Honorable James L. Robart

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

RICARDO CASTILLO, individually and on  
behalf of all others similarly situated,

Plaintiff,

v.

UNITED RENTALS (NORTH AMERICA),  
INC.,

Defendant.

No. 2:17-cv-01573 JLR

STIPULATED MOTION AND  
~~PROPOSED~~ ORDER  
REGARDING CASE SCHEDULE

*Noted for Hearing April 13, 2018*

**STIPULATED MOTION**

Plaintiff Ricardo Castillo and Defendant United Rentals (North America), Inc. ("United Rentals") (collectively, the "Parties") stipulate as follows through their respective counsel:

1. On January 29, 2018, the Court entered an initial Case Management Order setting various deadlines up to motion practice regarding class certification and decertification of any collective conditionally certified under the Fair Labor Standards Act ("FLSA"). ECF 27.

2. On March 26, 2018, the Court vacated that case schedule after granting in part and denying in part United Rentals' Motion to Dismiss. ECF 33. The Court also ordered the

1 Parties to submit a new proposed case schedule containing deadlines through class certification  
2 and FLSA collective decertification by April 13, 2018. *Id.*

3 3. The Parties accordingly propose the deadlines below. This schedule sets the  
4 discovery cutoff, and the class certification and FLSA collective decertification briefing, using  
5 the end of the opt-in period for any conditionally-certified FLSA collective because, until that  
6 opt-in period closes, the Parties will not know the composition of the collective.

7 a. Deadline for plaintiff to file his motion for conditional FLSA  
8 certification: July 16, 2018. The motion will be briefed under the LCR 7 schedule.

9 b. Deadline to complete discovery regarding class certification and  
10 collective decertification: 90 days after the end of the opt-in period for any conditionally-  
11 certified FLSA collective.

12 c. Deadline for plaintiff to file his class certification motion: 30 days after  
13 the discovery cutoff in 3(b), above. The class certification and FLSA decertification motion (if  
14 any) will be briefed on the following schedule:

15 i. Deadline for United Rentals' opposition to class certification and  
16 United Rentals' motion to decertify any FLSA collective: 30 days after plaintiff's class  
17 certification motion.

18 ii. Deadline for plaintiff's reply in support of class certification and  
19 plaintiff's opposition to United Rentals' motion to decertify any FLSA collective: 21 days after  
20 the deadline in 3(c)(i), above.

21 iii. Deadline for United Rentals' reply in support of its motion to  
22 decertify any FLSA collective: 14 days after the deadline in 3(c)(ii), above.

23 4. Consistent with the Court's initial Case Management Order, the Court will set  
24 all other case deadlines after the Court issues its order on the motions for class certification and  
25 FLSA collective decertification.

26 The Parties respectfully request that the Court enter the accompanying Proposed Order  
27 confirming the schedule above.

1 IT IS SO STIPULATED.

2 Respectfully submitted this 13th day of April, 2018.

3  
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**PROPOSED ORDER**

Pursuant to the accompanying stipulation, and for good cause shown, the Court GRANTS the stipulation.

The Court according adopts the following case schedule. The Court will set all other case deadlines after the Court issues its order on the motions for class certification and FLSA collective decertification.

1. Deadline for plaintiff to file his motion for conditional FLSA certification: July 16, 2018. The motion will be briefed under the LCR 7 schedule.

2. Deadline to complete discovery regarding class certification and collective decertification: 90 days after the end of the opt-in period for any conditionally-certified FLSA collective.

3. Deadline for plaintiff to file his class certification motion: 30 days after the discovery cutoff in 2, above. The class certification and FLSA decertification motion (if any) will be briefed on the following schedule:

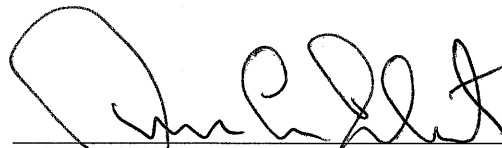
a. Deadline for United Rentals' opposition to class certification and United Rentals' motion to decertify any FLSA collective: 30 days after plaintiff's class certification motion.

b. Deadline for plaintiff's reply in support of class certification and plaintiff's opposition to United Rentals' motion to decertify any FLSA collective: 21 days after the deadline in 3(a), above.

c. Deadline for United Rentals' reply in support of it motion to decertify any FLSA collective: 14 days after the deadline in 3(b), above.

IT IS SO ORDERED.

Dated: April 16, 2018.

  
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Honorable James L. Robart  
UNITED STATES DISTRICT JUDGE

**CERTIFICATE OF SERVICE**

I hereby certify that on April 13, 2018, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to those attorneys of record registered on the CM/ECF system.

DATED this 13<sup>th</sup> day of April, 2018.

/s/ Mendy Graves

Mendy Graves